

## United States Patent and Trademark Office

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/082,912	02/26/2002	Jeffrey M. Stefan	GP-302115 2760/56	2683 -
75	90 08/27/2004		EXAMI	NER
General Motors Corporation			GARY, ERIKA A	
Legal Staff, Mail Code 482-C23-B21 300 Renaissance Center			ART UNIT	PAPER NUMBER
P.O. Box 300			2681	
Detroit, MI 48265-3000			DATE MAILED: 08/27/2004	2

Please find below and/or attached an Office communication concerning this application or proceeding.

9) The specification is objected to by the Examiner.  10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner.  Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.  Priority under 35 U.S.C. § 119  12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a) All b) Some * c) None of:  1. Certified copies of the priority documents have been received.  2. Certified copies of the priority documents have been received in Application No  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  * See the attached detailed Office action for a list of the certified copies not received.  Attachment(s)  1) Notice of References Cited (PTO-892)  2) Notice of Draftsperson's Patent Drawing Review (PTO-948)  3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  5) Notice of Informal Patent Application (PTO-152)	i. "					
Examiner  Etika A Gary  2881		Application No.	Applicant(s)			
Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE of this communication appears on the cover sheet with the correspondence address – Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS GOOD MINIOD THE CONTROL OF THE STATE OF THIS GOOD MINIOD THE CONTROL OF THE STATE OF THIS GOOD MINIOD THE CONTROL OF THE STATE OF THIS GOOD MINIOD THE CONTROL OF THE STATE OF THIS GOOD THE CONTROL OF THE STATE		10/082,912	STEFAN ET AL.			
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Application/Control Number: 10/082,912

Art Unit: 2681

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## **DETAILED ACTION**

## Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.
- 2. Claims 1-12 are rejected under 35 U.S.C. 102(e) as being anticipated by Kiel et al., US Patent Publication Number 2003/0027549 (hereinafter Kiel).

Regarding claims 1, 5 and 9, Kiel discloses a method (computer readable code and system) for purchasing and replenishing wireless network calling time [0001], comprising: purchasing wireless network calling time through a web site [0037]; saving data encoding the purchased calling time from the web site to a portable networking device (activity-monitoring unit) [0009, 0025, 0034]; and transmitting the data encoding the purchased calling time from the portable networking device to an onboard system (client communication device) [0013, 0036].

Regarding claims 2, 6, and 10, Kiel discloses saving an encrypted record of data associated with the purchase within the web site record structure [0037].

Regarding claims 3, 7, and 11, Kiel discloses maintaining an updated record or remaining calling time within the onboard system [0036, 0043].

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Regarding claims 4, 8, and 12, Kiel discloses notifying the subscriber when less than a specified amount of calling time remains [0043].

## Conclusion

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Laybourn et al., US Patent Number 6,480,710 disclose a system and method for managing prepaid wireless service.

Ung et al., US Patent Application Publication Number 2003/0069816 disclose prepaid real-time web based reporting.

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Erika A. Gary whose telephone number is 703-308-0123. The examiner can normally be reached on Monday-Thursday and alternate Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Hudspeth can be reached on 703-308-4825. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Application/Control Number: 10/082,912

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EAG August 24, 2004 PATENT EXAMINER